IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.1045 OF 2002
WITH
CIVIL APPLICATION NO.1368 OF 2002

Mr.Raichand Kunkulol & Anr. ..Appellants.

V/s.

The Chief Promoter Madhusudan Co-op. Housing Society (Proposed) and Ors. ..Respondents.

Mr.R.D.Soni for Ram & Co. for appellants.

Mr.S.D.Rairikar h/f A.M.Joshi for respondent No.1.

CORAM: A.M.KHANWILKAR,J

DATE : APRIL 12, 2006.

P.C. :

1. Mr.Joshi is reported to be unwell.

2. Both the counsel fairly submit that instead of going into contentious issues raised in this appeal, court may direct the trial court to dispose of the suit expeditiously. The suit is pending since year 2000. In the circumstances, the trial court is directed to finally dispose of the suit as expeditiously as possible, preferably by end of December, 2006. All questions are left open.

3. The trial court may decide all questions placed before it on its own merits in accordance with

the law.

4. Appeal as well as civil application disposed of on the above terms.